

TFW

PTO/SB/21 (02-04)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

9

Application Number

10/705,440

Filing Date

11/11/2003

First Named Inventor

Mullen, Nate

Art Unit

2833

Examiner Name

Gilman, Alexander

Attorney Docket Number

4233

### ENCLOSURES (Check all that apply)

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> Fee Transmittal Form                                | <input type="checkbox"/> Drawing(s)                                       | <input type="checkbox"/> After Allowance communication to Technology Center (TC)        |
| <input type="checkbox"/> Fee Attached  | <input type="checkbox"/> Licensing-related Papers                         | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences     |
| <input checked="" type="checkbox"/> Amendment/Reply                          | <input type="checkbox"/> Petition   | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final   | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information  |
| <input type="checkbox"/> Affidavits/declaration(s)                           | <input type="checkbox"/> Power of Attorney, Revocation                    | <input type="checkbox"/> Status Letter  |
| <input type="checkbox"/> Extension of Time Request                           | <input type="checkbox"/> Change of Correspondence Address                 | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):         |
| <input type="checkbox"/> Express Abandonment Request                         | <input type="checkbox"/> Terminal Disclaimer                              | Acknowledgment Post Card  |
| <input type="checkbox"/> Information Disclosure Statement                    | <input type="checkbox"/> Request for Refund                               |   |
| <input type="checkbox"/> Certified Copy of Priority Document(s)              | <input type="checkbox"/> CD, Number of CD(s) _____                        |   |
| <input type="checkbox"/> Response to Missing Parts/Incomplete Application    |   |   |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 |   |   |

Remarks

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Yanny & Smith <i>Michael D. Yanny</i>
Signature	<i>Michael D. Yanny</i>
Date	8/18/2004

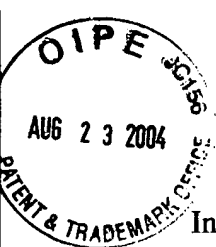
### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Jessica Mier
Signature	<i>Jessica Mier</i>
Date	8/18/2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application

Applicant: Mullen, Nate

Application No.: 10/705,440

Group Art Unit No.: 2833

Filed: November 11, 2003

Examiner: Gilman, Alexander

For: QUICK RELEASE SOCKET

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

LETTER OF TRANSMITTAL

Dear Mr. Gilman:

Please find enclosed herewith (1) Applicant's Response to the First Office Action mailed on May 18, 2004; and (2) an Acknowledgment Post Card. Please charge any additional fees due, or credit any overage, to Deposit Account No. 25-0050.

Dated: 8/18, 2004

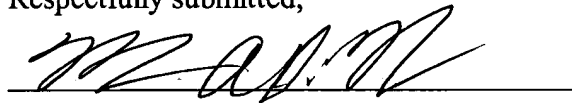
CERTIFICATE OF MAILING (37 CFR 1.8a)

I hereby certify that the foregoing paper is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Date: 8-18, 2004

  
Jessica Mier

Respectfully submitted,



Joseph A. Yanny, Patent Reg. No. 29,459  
Michael A. DiNardo, Patent Reg. No. 42,487  
Stacie J. Sundquist, Patent Reg. No. 53,654  
YANNY & SMITH  
1925 Century Park East, Suite 1260  
Los Angeles, CA 90067  
Telephone: (310) 551-2966  
Facsimile: (310) 551-1949

Attorneys for Applicant

**UNITED STATES PATENT AND TRADEMARK OFFICE**

In re U.S. Patent Application

Applicant: Mullen, Nate

Application No.: 10/705,440

Group Art Unit No.: 2833

Filed: November 11, 2003

Examiner: Gilman, Alexander

For: QUICK RELEASE SOCKET

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Mr. Gilman:

In response to the Detailed Action notice mailed on May 18, 2004, Applicant respectfully submits the following remarks.

**Remarks**

**Claim 1 Rejection - 35 U.S.C. § 102(b)**

Claim 1 is rejected under 35 U.S.C. § 102(b) as being anticipated by Hume (US 5,542,857). Claim 1 is further rejected under 35 U.S.C. § 102(b) as being anticipated by Reedy (US 4,804,343). Applicant respectfully traverses the rejection of claim 1 based upon Hume and Reedy. Applicant respectfully submits that independent claim 1 is not anticipated by Hume for at least the reasons set forth below. Accordingly, Applicant respectfully requests allowance of claim 1.

**1. Anticipation of claim 1 under 35 U.S.C. § 102(b) by Hume**

Applicant respectfully submits that claim 1 is not anticipated by Hume because Applicant's claimed quick release socket (10) is not found in Hume. Anticipation may only be established if "each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference." *Verdegaal Bros. v. Union Oil Co. of*